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Attorney for Defendant  
JAMES HUANG

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA,

No. CR 06-00487 DLJ

Plaintiff,

v.

JAMES HUANG,

Defendant.

**STIPULATION AND ORDER RE:  
RESETING OF MOTION TO  
SUPPRESS RULING DATE AND  
BRIEFING SCHEDULE**

TO THE HONORABLE SENIOR JUDGE D. LOWELL JENSEN:

On behalf of JAMES HUANG, with the stipulation of the parties, for the reasons set forth in the attached declaration, counsel addresses the Court and respectfully seeks its Order that:

1) The January 11, 2008, Ruling date be vacated and reset to February 8, 2008, at 11:00 a.m.; and,

2) The briefing schedule be adjusted as follows: Defendant's Brief due January 4, 2008, United States Attorney's Reply due January 18, 2008, and, Defendant's Response due

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1 January 25, 2008.

2  
3 SO STIPULATED:

4  
5 Dated: December 6, 2007

/s/ Douglas Horngrad  
DOUGLAS I. HORNGRAD  
Attorney for JAMES HUANG

6  
7  
8 Dated: December 6, 2007

/s/ Collin Cooper  
COLLIN COOPER  
Attorney for LESTER NHAN

9  
10  
11 Dated: December 7, 2007

/s/ George Bevan  
GEORGE L. BEVAN  
Assistant United States Attorney

DECLARATION OF COUNSEL

I, DOUGLAS I. HORNGRAD, am an attorney licensed to practice before all of the courts of the State of California and I am admitted to practice in the United States District Court for the Northern District of California. I represent JAMES HUANG, a defendant in case number CR 06-00487 DLJ.

The foregoing request is made on the grounds that:

1) On December 3, 2007, I suffered a head injury. I also suffered a leg injury. The head injury required multiple stitches and the leg injury prevents me from driving. Due to my physical condition I am confined to recuperation at home and am unable to make court appearances for the foreseeable future. I will pretty much fully recover within 30 days.

2) My associate's time has been redirected to covering pre-existing court appearances and client matters that I would have otherwise been available to handle.

3) My office contacted the Court's clerk regarding future available dates and Friday February 8, 2008, is my soonest available Friday.

4) My office contacted Assistant United States Attorney George Bevan on December 4, and December 5, 2007, and told him the reasons for the requested resetting. Mr. Bevan informed my office that that he stipulates to the within request for resetting.

5) My office has contacted Collin Cooper, Esq., counsel for co-defendant Lester Nhan. Mr. Cooper informed my office that he stipulates to the within request for rescheduling.

I declare under penalty of perjury that the foregoing is true and correct, except as to matters stated on information and belief, and as to those I believe them to be true.

DATED: December 6, 2007

/s/ Douglas I. Horngrad  
DOUGLAS I. HORNGRAD

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JAMES HUANG

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

JAMES HUANG,

Defendant.

Senior Judge D. Lowell Jensen

No. CR 06-00487 DLJ

**ORDER**

BY STIPULATION OF THE PARTIES, and good cause appearing, it is hereby  
ordered that:

1) The January 11, 2008, Ruling date be vacated and reset to February 8, 2008,  
at 11:00 a.m.; and,

2) The briefing schedule be adjusted as follows: Defendant's Brief due January 4,  
2008, United States Attorney's Reply due January 18, 2008, and, Defendant's Response due  
January 25, 2008.

**IT IS SO ORDERED**

Dated: December 10, 2007

  
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HON. D. LOWELL JENSEN  
Senior Judge, United States District Court